IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 24823 of 1998

Between:

1 S. Rajeshwar, S/o S. Shankaraiah,
R/o H.No. 5-4-2, Old Town, Mahabubnagar.
2 P. Pavan Kumar, S/o P. Satyanarayana,
R/o H.No. 5-4-2, Old Town, Mahabubnagar.
3 Neelesh Kumar D. Chawda, S/o Devakumar Chawda,
R/o H.No. 4-7-2, Kisannagar Street, Mahabubnagar.
4 K. Prabhakar Reddy, S/o K. Venket Reddy,
R/o H.No. 4-11-35, Rama Nagar, Mahabubnagar.

... PETITIONERS

AND

1 The Commissioner,
Mahabubnagar Municipality, Mahabubnagar.
2 The Superintending Engineer,
Panchayat Raj, Mahabubnagar.
3 The Executive Engineer,
Panchayat Raj, Mahabubnagar.
4 The Executive Engineer (Housing)
Mahabubnagar.
5 The Executive Engineer,
R & B Division, Mahabubnagar.
6 The Executive Engineer,
R & B Division, Wanaparthy, Mahabubnagar.
7 The Superintending Engineer,
R & B Rural Circle, Hyderabad.
8 The Executive Engineer,
R & B Rural Circle, Balkampet,
Hyderabad.
9 The Commissioner,
Kapra Municipality, Kapra,

R.R.District.
10 The Commissioner,
Kukatpally Municipality, Kukatpally,
R.R.District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or direction, more in the nature of Writ of Mandamus, declaring the action of the respondents insisting for the Deposit of Earnest Money Deposit (EMD) in the shape of National Savings Certificate of Postal Term Deposit Scheme Certificate and also insist for Submission of Tax Clearance Certificate from the Commercial Tax Department along with Tenders as, illegal, arbitrary, unjust and unconstitutional, void and violative of Articles 14 & 19(1) of the Constitution of India, and the same is declared to be as null and void and nonest in the eye of law.

Counsel for the Petitioner: MR.G.SHIVA KUMAR GOUD

Counsel for the Respondents 1, 9 and 10: MR. Polisetti Radhakrishna

Counsel for the Respondents 2 to 8: V.VISWANATHAM

The Court made the following:

ORDER:

None appears for the petitioner.

It is represented by the learned standing counsel for the respondents that the subject matter in the writ petition has become infructuous.

Recording the submission made by the learned standing counsel, the writ petition is dismissed as having become infructuous. No order as to costs.

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N.V. RAMANA, J

March 2, 2005

MRR

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copy to:

1 The Commissioner,
Mahabubnagar Municipality, Mahabubnagar.
2 The Superintending Engineer,
Panchayat Raj, Mahabubnagar.
3 The Executive Engineer,
Panchayat Raj, Mahabubnagar.
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